

AO 440 (Rev. 12/09) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the
Northern District of Texas

Kelson et al

Plaintiff

v.

City of Dallas et al

Defendant

Civil Action No. 3:18-cv-03308-E

Summons in a Civil Action

TO: Harry Bradfield, Officer

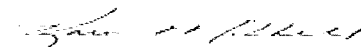
A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) -- or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12(a)(2) or (3) -- you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or the plaintiff's attorney, whose name and address are:

Stephen Spitzer
100 E Ferguson
Suite 404
Tyler, TX 75702

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

CLERK OF COURT



Signature of Clerk or Deputy Clerk



DATE: 11/09/2019

Civil Action No. 3:18-cv-03308-E

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

This summons for (name of individual and title, if any) _____
was received by me on (date) _____.

Affidavit
Attached

☐ I personally served the summons on the individual at (place) _____
_____ on (date) _____; or

☐ I left the summons at the individual's residence or usual place of abode with (name) _____
_____, a person of suitable age and discretion who resides there,
on (date) _____, and mailed a copy to the individual's last known address; or

☐ I served the summons on (name of individual) _____, who is designated
by law to accept service of process on behalf of (name of organization) _____
_____ on (date) _____; or

☐ I returned the summons unexecuted because _____; or

Affidavit
Attached

☐ other (specify) _____

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____

I declare under penalty of perjury that this information is true.

Date: _____

Server's signature

Printed name and title

Server's address

Affidavit
Attached

Additional information regarding attempted service, etc:

RETURN OF SERVICE

UNITED STATES DISTRICT COURT
Northern District of Texas

Case Number: 3:18-CV-03308-E

Plaintiffs:

Christopher Kelson, et al

vs.

Defendants:

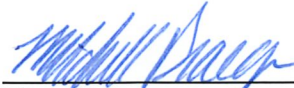
City of Dallas, et al

Received these papers on the 4th day of December, 2019 at 8:08 am to be served on **Officer Harry Bradfield, 7503 Christie Lane, Dallas, Dallas County, TX 75249.**

I, Mitchell Draeger, do hereby affirm that on the **4th day of December, 2019 at 6:10 pm, I:**

POSTED by attaching a true copy of the **Summons in a Civil Action with Plaintiff's Second Amended Original Complaint and Order Granting Motion for Substituted Service** with the date of delivery endorsed thereon by me, to the front door of the property of the within named person's **RESIDENCE** at the address of: **7503 Christie Lane, Dallas, Dallas County, TX 75249.**

"My name is Mitchell Draeger. My date of birth is 04/29/1961. My address is 129 Fallen Rock Drive, Waxahachie, Texas 75165 USA. I declare under the penalty of perjury that the foregoing is true and correct. Executed in Dallas County, State of Texas, on the 5TH day of December, 2019."



Mitchell Draeger
PSC7995, EXP. 12/31/19

Our Job Serial Number: PEL-2019003465



IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

CHRISTOPHER KELSON, et al.,

Plaintiffs,

v.

CITY OF DALLAS,
et al.,

Defendants.

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CIVIL ACTION NO. 3:18-cv-03308-E

ORDER GRANTING MOTION FOR SUBSTITUTED SERVICE

Before the Court is Plaintiffs' Motion for Substituted Service (Doc. 68). After considering the Motion and supporting affidavit, the Court **GRANTS** the Motion and **ORDERS** that substitute service on Defendant Harry Bradfield may be effected by leaving a copy of the summons, the second amended complaint, and this Order with any person sixteen years of age or older at 7503 Christie Lane, Dallas, Texas, 75249 or, alternatively, by affixing the documents to the front door of 7503 Christie Lane. The Court further **ORDERS** that the foregoing substitute service methods will not be considered exclusive and that service of process may be effected by other means authorized by Federal Rule of Civil Procedure 4 or Texas Rule of Civil Procedure 106.

SO ORDERED.

Signed December 3, 2019.



Ada Brown

UNITED STATES DISTRICT JUDGE